

## REMARKS

Applicant respectfully requests reconsideration of this application as amended. Claims 1-64 are currently pending in this application. Claims 1, 24, and 49 have been amended, claims 65-71 have been added, and claims 11-23, 34-48, and 53-64 have been canceled.

### Claim Rejections - 35 U.S.C. §102

Claims 1-10, 24-33 and 4-52 were rejected under 35 U.S.C. 102(e) as being anticipated by Amin, U.S. Patent 7,171,221. Applicant respectfully disagrees.

Amin discloses a system and a method of automatically initiating call transfer between telephones, based on proximity of the telephones. Claim 1, as amended, recites the limitation, “a call forwarding configuring circuit coupled to the control circuit, the control circuit causing the call forwarding configuring circuit to configure a call forwarding service of the first phone in response to a change in whether or not the first phone and the second phone are positioned with respect to each other according to the relation and in response to the current time.”

Amin does not disclose this limitation. Amin does not anticipate each and every element of the invention as claimed, and therefore cannot anticipate the invention as claimed in claim 1.

Claim 24 recites the limitation, “automatically configuring a call forwarding service of the first phone in response to a change in whether or not the first phone and the second phone are positioned in the close relation with respect to each other, wherein configuring the call forwarded service is also in response to the current time.” As argued above in conjunction with claim 1, Amin does not recite this limitation. Therefore, claim 24 is patentable over Amin for at least the reasons argued above.

Claim 49 recites the limitation, “automatically configuring a call forwarding service of the first phone in response to a change in whether or not the first phone and the second phone are positioned in the close relation and in response to the current time.” As argued above in conjunction with claim 1, Amin does not recite this limitation. Therefore, claim 49 is patentable over Amin for at least the reasons argued above.

Claims 2-10, 25-33, and 50-52 depend, directly or indirectly, upon independent claims 1, 24, and 49 and are therefore patentable over Amin for at least the reasons argued above.

In light of the foregoing arguments applicant believes that claims 1-10, 24-33 and 49-52 are not anticipated by Eller, and respectfully requests the Examiner to withdraw the rejection under 35 U.S.C. 102(e).

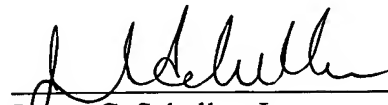
Applicant respectfully submits that in view of the amendments and arguments set forth herein, the applicable rejections have been overcome.

Please charge any shortages and credit any overcharges to our Deposit Account No. 02-2666.

Respectfully submitted,

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